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5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF WASHINGTON

7 UNITED STATES OF AMERICA,

8 Plaintiff,

9 v.

10 ANGUS A. JOHNSTON (-1),
11 JONNY SHINEFLEW (-2),
12 TABITHA R. SHINEFLEW (-3),
13 JARED S. PILON (-4),
14 MICHAEL D. SLATER (-5),
15 ANTHONY E. WRIGHT (-6),
16 BRITTNEY R. McDANIEL (-7),
ADRIANNA N. McCREA (-8),
JORDAN L. YATES (-9), and
TYLER A. BORDELON (-10),

Defendant.

NO: 2: 19-CR-0215-TOR

PROTECTIVE ORDER

17 BEFORE THE COURT is the United States' Motion for Protective Order
18 Regulating Disclosure of Discovery and Sensitive Information (ECF No. 92). The
19 Court finding good cause therefore, **IT IS HEREBY ORDERED:**
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1 1. The United States' Motion for Protective Order Regulating Disclosure of
2 Discovery and Sensitive Information, ECF No. 92, is **GRANTED**.

3 2. In order to fulfill its obligations, the United States may disclose to
4 defense counsel of record for each of the Defendants the discovery and sensitive
5 information (herein "Discovery") in its possession.

6 3. Neither Government personnel nor Defense Counsel shall provide, or
7 make available, the sensitive information in the Discovery to any person, except as
8 specified in this Order or by approval from this Court. Defense Counsel and the
9 Government shall restrict access to the Discovery, and shall only disclose the
10 sensitive information in the Discovery to their client, office staff, investigators,
11 independent paralegals, necessary third-party vendors, consultants, and/or
12 anticipated fact or expert witnesses to the extent that Defense Counsel believes is
13 necessary to assist in the defense of their client in this matter or that the
14 Government believes is necessary in the investigation and prosecution of this
15 matter. No copies of the Discovery shall be left with their client.

16 4. Third parties contracted by the United States or Defense Counsel, to
17 provide expert analysis or testimony may possess and inspect the sensitive
18 information in the Discovery, but only as necessary to perform their case-related
19 duties or responsibilities in this matter. At all times, third parties shall be subject
20 to the terms of the Order.

1 5. Discovery in this matter will be available to defense counsel via access to
2 a case file on USA File Exchange. If necessary to review Discovery with their
3 respective clients, Defense Counsel may download the Discovery and duplicate
4 only once. Discovery materials may not be left in the possession of the above-
5 named Defendants. In order to provide Discovery to a necessary third-party
6 vendor, consultant, and/or anticipated fact or expert witness, Defense Counsel may
7 duplicate the Discovery only once. No other copies may be made, by Defense
8 Counsel, third parties or Defendants, without prior approval from this Court.

9 6. All counsel of record in this matter, including counsel for the United
10 States, shall ensure that any party, including Defendants, who obtains access to the
11 Discovery, is provided a copy of this Order. No other party that obtains access to
12 or possession of the Discovery containing sensitive information shall retain such
13 access to or possession of the Discovery containing sensitive information unless
14 authorized by this Order, nor further disseminate such Discovery except as
15 authorized by this Order or the further Order of this Court. Any other party who
16 obtains access to, or possession of the Discovery, once the other party no longer
17 requires access to or possession of such Discovery, shall promptly destroy or return
18 the Discovery once access to Discovery is no longer necessary. For purposes of
19 this Order, “other party” is any person other than counsel for the United States or
20 Defense Counsel of record.

1 7. All counsel of record, including counsel for the United States, shall keep
2 a list of the identity of each person to whom the Discovery containing sensitive
3 information is disclosed and who was advised of the requirements of this Order.
4 Neither Defense Counsel, nor counsel for the United States, shall be required to
5 disclose this list of persons unless ordered to do so by the Court.

6 8. Upon entry of a final order of the Court in this matter and conclusion of
7 any direct appeals, government personnel and Defense Counsel shall retrieve and
8 destroy all copies of the Discovery containing sensitive information, except that
9 Counsel and government personnel may maintain copies in their closed files
10 following their customary archiving procedures.


11 9. Government personnel and Defense Counsel shall promptly report to the
12 Court any known violations of this Order.

13 10. This Protective Order applies to all the “sensitive information” as
14 described in the United States motion for protective order, ECF No. 92.

15 The District Court Executive is directed to enter this Order and furnish
16 copies to counsel.

17 DATED January 14, 2020.




THOMAS O. RICE
Chief United States District Judge